

RECEIVED  
CENTRAL FAX CENTER

FEB 01 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : EMALFARB, et al.  
Serial No. : 09/834,434                      Group Art Unit : 1639  
Filed : April 13, 2001                      Examiner: WESSENDORF, T.  
For : HIGH-THROUGHPUT SCREENING OF EXPRESSED DNA  
LIBRARIES IN FILAMENTOUS FUNGUS

Commissioner for Patents  
Alexandria, VA 22313-1450

**SUPPLEMENTAL AMENDMENT AND RESPONSE**

Sir:

This is to supplement the Amendment and Response filed by Applicants on July 2, 2004 to the Office Action mailed on February 2, 2004, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 9 of this paper.

**Exhibits 1-3** are attached following page 10 of this paper.

FEB 01 2005

**MORGAN & FINNEGAN, L.L.P.**

A Registered Limited Liability Partnership

3 WORLD FINANCIAL CENTER

NEW YORK, NEW YORK 10281-2101

Tel.: (212) 415-8700

Facsimile: (212) 415-8701

---

**FAX COVER SHEET**

---

**To:** Examiner T. WESSENDORF  
**Company:** USPTO  
**Fax #:** 571-273-8300

**From:** Sybil A. Lombillo  
**Phone #:** 212-415-8731

**Client:** 3123  
**Matter:** 4006

**Date:** February 1, 2005  
**Pages:** 45 (including cover sheet)

**Confirm:**

**Comments:**

---

THE DOCUMENT(S) ACCOMPANYING THIS FACSIMILE TRANSMISSION CONTAINS INFORMATION FROM THE LAW FIRM OF MORGAN & FINNEGAN, L.L.P. WHICH IS CONFIDENTIAL AND/OR LEGALLY PRIVILEGED. THE INFORMATION IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ON THIS TRANSMISSION SHEET. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISCLOSURE, COPYING, DISTRIBUTION OR THE TAKING OF ANY ACTION IN RELIANCE ON THE CONTENTS OF THIS FAXED INFORMATION IS STRICTLY PROHIBITED, AND THE DOCUMENT(S) SHOULD BE RETURNED TO THIS FIRM IMMEDIATELY. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE NOTIFY US BY TELEPHONE IMMEDIATELY SO THAT WE CAN ARRANGE FOR THE RETURN OF THE ORIGINAL DOCUMENTS AT NO COST TO YOU.

---

897118 v1

RECEIVED  
CENTRAL FAX CENTER

FEB 01 2005

PATENT

Docket No. 3123-4006

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): EMALFARB, et al.

Group Art Unit: 1639

Serial No.: 09/834,434

Examiner: WESSENDORF, T

Filed: April 13, 2001

For HIGH-THROUGHPUT SCREENING OF EXPRESSED DNA LIBRARIES IN  
FILAMENTOUS FUNGUSMail Stop \_\_\_\_\_  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**CERTIFICATE OF FACSIMILE TRANSMISSION**

Sir:

I hereby certify that the attached Amendment Fee Transmittal and Supplemental  
Response with Exhibits 1 through 3 are being transmitted on the date shown below to the  
Examiner T. WESSENDORF of Group No. 1639 at the following facsimile number: (571) 273-  
8300.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.Dated: February 1, 2005By: Sybil A. Lombillo  
Registration No. 54,280**Correspondence Address:**MORGAN & FINNEGAN, L.L.P.  
3 World Financial Center  
New York, NY 10281-2101  
(212) 415-8700 Telephone  
(212) 415-8701 Facsimile

897110 v1

FEB 01 2005

Docket No. 3123-4006

27123

↑CUSTOMER NUMBER↑

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): EMALFARB, et al.

Group Art Unit: 1639

Serial No.: 09/834,434

Examiner: WESSENDORF, T

Filed: April 13, 2001

For: HIGH-THROUGHPUT SCREENING OF EXPRESSED DNA LIBRARIES IN  
FILAMENTOUS FUNGUS**AMENDMENT FEE TRANSMITTAL**Mail Stop \_\_\_\_\_  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment for the above-identified application.

☒ No additional fee is required.☐ The additional fee has been calculated as shown below:**CLAIMS AS AMENDED**

	Claims Remaining After Amendment	Highest No. Covered by Previous Payments	Extra	Rate	Additional Fee
Total Claims*	- 20 =			\$50.00/ \$25.00	\$
Independent Claims	- 3 =			\$200.00/ \$100.00	\$
Multiple Dependent Claims	(If claims added by amendment include Multiple Dependent Claim(s) and there was no Multiple Dependent Claim(s) in application before amendment add \$360.00 to additional fee (\$180.00 for small entity).				\$
TOTAL					\$

\*Includes all independent and single dependent claims and all claims referred to in multiple dependent claims. See 37 C.F.R. §1.75(c).


Docket No. 3123-4006  
Serial No. 09/834,434

- ☐ Small entity status is or has been claimed.  
Reduced Fees Under 37 C.F.R. §1.9(f) paid herewith \$\_\_\_\_\_
- ☐ \_\_\_\_\_ Pages Sequence Listing
- ☐ \_\_\_\_\_ Computer disk(s) containing substitute Sequence Listing
- ☐ Statement under 37 C.F.R. §1.825(b) that the computer and paper copies of the substitute Sequence Listing are the same.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is attached.
- ☐ Charge fee to Deposit Account No. 13-4500, Order No. \_\_\_\_\_. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for filing this amendment, including all fees pursuant to 37 CFR §1.17 for its timely consideration, or credit any overpayment to Deposit Account No. 13-4500, Order No. 3123-4006. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

Dated: February 1, 2005

By:

  
Sybil A. Lombillo  
Registration No. 54,280

Correspondence Address:

MORGAN & FINNEGAN, L.L.P.  
3 World Financial Center  
New York, NY 10281-2101  
(212) 415-8700 Telephone  
(212) 415-8701 Facsimile

Docket No. 3123-4006  
Serial No. 09/834,434

- ☐ Small entity status is or has been claimed.  
Reduced Fees Under 37 C.F.R. §1.9(f) paid herewith \$\_\_\_\_\_
- ☐ \_\_\_\_\_ Pages Sequence Listing
- ☐ \_\_\_\_\_ Computer disk(s) containing substitute Sequence Listing
- ☐ Statement under 37 C.F.R. §1.825(b) that the computer and paper copies of the substitute Sequence Listing are the same.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is attached.
- ☐ Charge fee to Deposit Account No. 13-4500, Order No. \_\_\_\_\_. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for filing this amendment, including all fees pursuant to 37 CFR §1.17 for its timely consideration, or credit any overpayment to Deposit Account No. 13-4500, Order No. 3123-4006. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

Date: February 1, 2005

By: \_\_\_\_\_

Sybil A. Lombillo  
Registration No. 54,280

Correspondence Address:

MORGAN & FINNEGAN, L.L.P.  
3 World Financial Center  
New York, NY 10281-2101  
(212) 415-8700 Telephone  
(212) 415-8701 Facsimile